

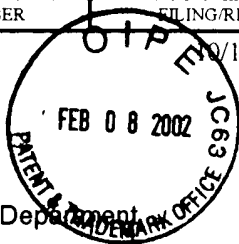


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20230
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/976,620	09/12/2001	William H. Frey II	PP16156 002 (35784/239423)

Chiron Corporation
Intellectual Property Department
P.O. Box 8097
Emeryville, CA 94662-8097



CONFIRMATION NO. 1674

FORMALITIES LETTER



OC000000007063996

Date Mailed: 11/14/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

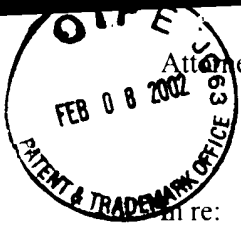
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Ted
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney's Docket No. PP16156.002 (35784/239423)

See fn 8
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Frey II
Appl No.: 09/976,620
Filed: October 12, 2001
For: METHOD FOR TREATING ISCHEMIC EVENTS AFFECTING
THE CENTRAL NERVOUS SYSTEM
Confirmation No.: 1674

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

**RESPONSE TO NOTICE TO
FILE MISSING PARTS OF APPLICATION**

Sir:

In response to the Notice to File Missing Parts of Application dated November 14, 2001,
enclosed are the following:

- ☒ Part 2 of Formalities Letter or Form PTO-1533
(Notice to File Missing Parts of Application)
- ☒ Declaration and Power of Attorney for the above-identified application which has been
executed by the named inventor(s)
- ☐ Applicant claims small entity status
- ☒ Check in the amount of \$130.00 to cover the declaration surcharge under 37 C.F.R. § 1.16(e)
- ☐ English Translation and \$130.00 (37 CFR 1.17(k)) fee for filing late.
- ☐ Other:

Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

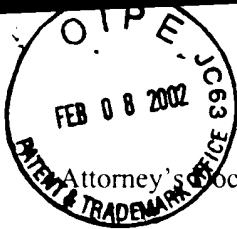
Leslie T. Henry
Registration No. 45,714

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Raleigh Office (919) 862-2200
Fax Raleigh Office (919) 862-2260

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in
an envelope addressed to: **Box Missing Parts**, Commissioner for Patents, Washington, DC 20231, on January 10,
2002.

Polly P. Burton



Attorney's Pocket No. PP16156.002 (35784/239423)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Frey II
Appl No.: 09/976,620 Confirmation No. 1674
Filed: October 12, 2001
For: METHOD FOR TREATING ISCHEMIC EVENTS AFFECTING
THE CENTRAL NERVOUS SYSTEM

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

**SUBMITTAL OF DECLARATION
UNDER 37 C.F.R. § 1.63**

Sir:

Enclosed is a Declaration and Power of Attorney for the above-identified patent application that has been executed by the named inventors.

A check in the amount of \$130 is also enclosed to cover the surcharge under 37 C.F.R. § 1.16(e). Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

Leslie T. Henry
Registration No. 45,714

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ALSTON & BIRD LLP
Bank of America Plaza
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Polly P. Burton